

1-1 By: Lucio S.B. No. 1040  
1-2 (In the Senate - Filed March 1, 2007; March 14, 2007, read  
1-3 first time and referred to Committee on Transportation and Homeland  
1-4 Security; April 23, 2007, reported adversely, with favorable  
1-5 Committee Substitute by the following vote: Yeas 9, Nays 0;  
1-6 April 23, 2007, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1040 By: Carona

1-8 A BILL TO BE ENTITLED  
1-9 AN ACT

1-10 relating to education and examination requirements for the issuance  
1-11 of a driver's license.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Section 521.141, Transportation Code, is amended  
1-14 by adding Subsection (d) to read as follows:

1-15 (d) A driver education school may administer an examination  
1-16 to a student of that school under Section 521.1655 before the  
1-17 student applies for an instruction permit or driver's license.

1-18 SECTION 2. Section 521.1655, Transportation Code, is  
1-19 amended by amending Subsection (a) and adding Subsection (c) to  
1-20 read as follows:

1-21 (a) A driver education school licensed under Chapter 1001,  
1-22 Education Code, [~~the Texas Driver and Traffic Safety Education Act~~  
1-23 ~~(Article 4413(29c), Vernon's Texas Civil Statutes)] may administer~~  
1-24 ~~to a student of that school the [vision,] highway sign[.] and~~  
1-25 ~~traffic law parts of the examination required by Section 521.161 if~~  
1-26 ~~the student:~~

1-27 (1) is 15 years of age or older, but under 18 years of  
1-28 age, and has completed and passed six hours of classroom  
1-29 instruction of a driver education course approved under Chapter  
1-30 1001, Education Code; or

1-31 (2) is 18 years of age or older and has completed and  
1-32 passed a six-hour traffic law classroom driver education course  
1-33 approved under Chapter 1001, Education Code.

1-34 (c) A driver education school may electronically administer  
1-35 an examination under this section provided that the school produces  
1-36 an electronic record of the examination and retains the record for  
1-37 the period required by the commissioner of education.

1-38 SECTION 3. Section 1001.101, Education Code, is amended to  
1-39 read as follows:

1-40 Sec. 1001.101. DRIVER EDUCATION COURSE CURRICULUM AND  
1-41 TEXTBOOKS. (a) The commissioner by rule shall establish the  
1-42 curriculum and designate the textbooks to be used in:

1-43 (1) a driver education course for minors and adults;  
1-44 and

1-45 (2) a traffic law classroom driver education course  
1-46 for adults.

1-47 (b) A driver education course under Subsection (a)(2) must:

1-48 (1) be a six-hour course; and

1-49 (2) include instruction in the following:

1-50 (A) driver's license requirements;

1-51 (B) vehicle inspection and registration;

1-52 (C) financial responsibility;

1-53 (D) highway signs that regulate, warn, or direct  
1-54 traffic; and

1-55 (E) the traffic laws of this state, including the  
1-56 laws and penalties concerning driving while intoxicated or driving  
1-57 under the influence of alcohol.

1-58 (c) An approved driving safety course does not qualify as a  
1-59 course under Subsection (a)(2).

1-60 SECTION 4. The changes in law made by this Act apply to an  
1-61 application for the issuance of a driver's license filed on or after  
1-62 the effective date of this Act. An application for the issuance of  
1-63 a driver's license filed before the effective date of this Act is

2-1 governed by the law in effect on the date of the filing, and that law  
2-2 is continued in effect for that purpose.

2-3 SECTION 5. This Act takes effect September 1, 2007.

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